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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10

11 UNITED STATES OF AMERICA

No. CR06 00178/CR12 00503 MMC

12 Plaintiff,

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE FURTHER
STATUS CONFERENCE ; ORDER**

13 v.

14 ARGELIO SUASTEGUI-LOZANO,

Dated: January 16, 2013

15 Defendant.

Time: 2:15 p.m.

Crtrm: 7 (Honorable Maxine Chesney)

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17 The trial case for Defendant Argelio Suastegui-Lozano (CR12 00503 MMC) and the
18 supervised release violation case (CR06 00178 MMC) are both calendared for a status and
19 setting conference on January 16, 2013, at 2:15 p.m.

20 **IT IS HEREBY STIPULATED** between the parties that the status conferences in both
21 cases for Defendant Argelio Suastegui-Lozano, currently scheduled for January 16, 2013, at 2:15
22 p.m., be continued to January 30, 2013, at 2:15 p.m.

23 The reason for the postponement is because both parties have been notified that records
24 subpoenaed by defense counsel cannot be produced until the middle of next week due to the fact
25 that they have to be retrieved from archives. Production and review of the subpoenaed records is
26 necessary for defense counsel to evaluate the next steps to take in the two cases.

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1 The parties agree that time between January 16, 2013 and January 30, 2013 can be
2 excluded under the Speed Trial Act based on the need for effective preparation of counsel. 18
3 U.S.C. § 3161(h)(7)(B)(iv).

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5 Dated: January 15, 2013

/s/

ROBERT WAGGENER
Attorney for Defendant
ARGELIO SUASTEGUI-LOZANO

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10 Dated: January 15, 2013

/s/

MARK KANG
Assistant United States Attorney

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14 **IT IS SO ORDERED.**

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16 Dated: January 15, 2013



MAKINE M. CHESNEY
United States District Court Judge